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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

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17 UNITED STATES OF AMERICA, ) CR. NO. S-02-356 JAM  
18 Plaintiff, ) STIPULATION AND ORDER TO CONTINUE  
19 ) HEARING DATE  
20 v. )  
21 ERIC W. KENNEDY, )  
22 Defendant. )  
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25 **STIPULATION**

26 The United States, through its Assistant United States Attorney  
27 Russell L. Carlberg, and the defendant, through counsel Tim A. Pori,  
28 hereby stipulate and agree that the sentencing hearing for this  
matter may be continued from June 21, 2011 to **July 12, 2011, at 9:30**  
a.m., before the Honorable Judge John A. Mendez. The parties  
request this continuance due to the trial schedule of defense  
counsel. Additionally, the Assistant United States Attorney  
handling this matter has vacation scheduled to commence June 22,  
2011, and may not be available on June 21, 2011. July 12 is  
convenient to both parties, to the Probation Officer, and is a date  
available to the Court.

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1 DATED: June 16, 2011

Respectfully Submitted,

2 BENJAMIN B. WAGNER  
United States Attorney

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4 DATED: June 16, 2011

5 By: /s/ Russell L. Carlberg

6 RUSSELL L. CARLBERG  
Assistant United States Attorney

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8 DATED: June 16, 2011

9 /s/ Tim. A. Pori\*

10 TIM. A. PORI  
11 Attorney for Defendant Kennedy

12 **ORDER**

13 For good cause shown, IT IS HEREBY ORDERED that the sentencing  
14 hearing in the above-captioned matter be continued to July 12, 2011,  
15 at 9:30 a.m.

16 DATED: 6/17/2011

17 /s/ John A. Mendez

18 HON. JOHN A. MENDEZ  
19 UNITED STATES DISTRICT JUDGE

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27 \*Signed with permission granted via email.